

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

TECH DATA CORPORATION,

Civil Action No. 05- 667(GMS)

Plaintiff.

v.

HEWLETT-PACKARD COMPANY,

Defendant.

**NOTICE AND STIPULATION OF VOLUNTARY
DISMISSAL WITH PREJUDICE OF COMPLAINT**

PLEASE TAKE NOTICE that pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, as made applicable hereto by Rule 7041 of the Federal Rules of Bankruptcy Procedure, plaintiff Tech Data Corporation ("Tech Data"), and defendant Hewlett Packard Company ("Hewlett Packard") hereby stipulate to the voluntary dismissal with prejudice of the Complaint filed by Tech Data versus Hewlett Packard which was initiated in the above-captioned action. The parties stipulate to the dismissal of the Complaint with prejudice because the parties therein have settled the action. Each side will bear its own fees and costs.

DATED: May 12, 2006

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